IN THE UNITED STATES DISTRICT FOR THE NORTHERN DISTRICT OF INDIANA SOUTH BEND DIVISION

INDIANA GRQ, LLC,	
Plaintiff,) Cause No. 3:21-cv-00227-DRL-MGG
v.)
AMERICAN GUARANTEE AND LIABILITY INSURANCE COMPANY, et al.,)))
Defendants.)))

PLAINTIFF INDIANA GRQ, LLC'S MOTION TO EXCLUDE DEFENDANT INSURERS' EXPERT WITNESSES

Plaintiff Indiana GRQ, LLC ("IRG") moves to exclude the expert reports and expert testimony of Defendant Insurers' experts Robert West, Gerald Provencher, Chaz Mello, and Paul Christoferson. Two of Defendant Insurers' experts formed their opinions from a review of IRG's confidential mediation materials. None of these expert's opinions meet the requirements of Fed. R. Evid. 702 or *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509 U.S. 579 (1993). Their opinions are not based "on sufficient facts or data." Fed. R. Evid. 702. For the reasons stated in the accompanying memorandum in support, Defendant Insurers should be barred from presenting opinion testimony as noted herein for designated experts Robert West, Gerald Provencher, Chaz Mello, and Paul Christoferson.

DATED this 17th day of April, 2023

Respectfully submitted,

/s/ Mark E. Miller

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I, Benjamin W. Massarsky, hereby certify that on April 17, 2023, a copy of the foregoing was served electronically on the parties listed below:

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